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ATTORNEY'S DOCKET NO. L0461/7047  
*Recd 2/20/02*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Martelange et al.  
 Serial No: 09/183,789  
 Filed: October 30, 1998  
 For: TUMOR ASSOCIATED NUCLEIC ACIDS AND USES THEREFOR  
 Examiner: A. Harris  
 Art Unit: 1642

**CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being facsimile transmitted to the United States Patent and Trademark Office in accordance with 37 C.F.R. §1.6(d) to the attention of Examiner Harris, Box AF, Technology Center 1600, Patent and Trademark Office, Washington, D.C. 20231, FAX number 703-746-4987, on the 19th day of December, 2001.

  
 Monica E. Zombori

Box AF  
 Commissioner for Patents  
 Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER**  
**TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated June 19, 2001, rejecting claims 1, 9, 18, 19, 40, 41, 57 and 58, in part to give the Examiner additional time to consider the after-final amendment filed on October 19, 2001.

Please charge the fee of \$320.00 for the Notice of Appeal to the account of the undersigned, deposit account no. 23/2825. If the amount is incorrect, please charge any deficiency or credit overpayment to same. A duplicate of this Petition is enclosed.

Respectfully submitted,

  
 John R. Van Amsterdam, Reg. No. 40,212  
 Wolf, Greenfield & Sacks, P.C.  
 600 Atlantic Avenue  
 Boston, MA 02210  
 (617) 720-3500

Docket No.: L0461/7047  
 Dated: December 19, 2001  
 x12/19/01

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OF  
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Loyd R. T. Jr.

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ATTORNEY'S DOCKET NO. L0461/7047

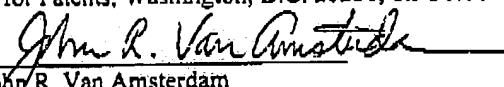
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Examiner: A. Harris  
Art Unit: 1642

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to BOX AF, Commissioner for Patents, Washington, D.C. 20231, on October 19, 2001.

  
John R. Van Amsterdam

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BOX AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith are the following documents:

- Amendment After Final
- Petition for One Month Extension of Time
- Check in the amount of \$110.00
- Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, Boston, Massachusetts.

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Respectfully submitted,

By:   
John R. Van Amsterdam, Reg. No. 40,212  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210  
Telephone (617) 720-3500

Docket No. L0461/7047  
Dated: October 19, 2001  
x10/19/01



## F A X C O V E R

**Date** February 20, 2002      **Number of pages (including cover):** 18  
**To** Examiner A. Harris  
**Applicant** Martelange et al.  
**Serial No:** 09/183,789  
**Filing Date:** October 30, 1998  
**Title:** TUMOR ASSOCIATED NUCLEIC ACIDS AND USES THEREFOR  
**Fax Number:** 703-746-4987  
**Number of Pages (including Cover Sheet):** 16

ORIGINAL DOCUMENTS SENT:  1st Class Mail  Overnight Mail  Air Mail  Not Sent

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I hereby certify that a copy of the previously fax-filed Notice of Appeal and Petition for Three Month Extension (including one page fax transmission report), plus a copy of previously filed Response to Office Action, in the above-referenced application (Total of 18 pages including this cover sheet) is/are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

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Typed or Printed Name of Person

Date: February 20, 2002

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Wolf Greenfield Fax Number: 617.720.2441

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## F A X C O V E R

Date December 19, 2001 Number of pages (including cover): 16  
 To Examiner A. Harris  
 Applicant Martelange et al.  
 Serial No: 09/183,789  
 Filing Date: October 30, 1998  
 Title: TUMOR ASSOCIATED NUCLEIC ACIDS AND USES THEREFOR  
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Applicant Martelange et al.

Serial No: 09/183,789

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**Wolf Greenfield Fax Number: 617.720.2441**

Wolf, Greenfield & Sacks, P.C. | 600 Atlantic Avenue | Boston, Massachusetts 02210-2206  
617.720.3500 | fax 617.720.2441 | [www.wolfgreenfield.com](http://www.wolfgreenfield.com)

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ATTORNEY'S DOCKET NO. L0461/7047

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Martelange et al.  
Serial No: 09/183,789  
Filed: October 30, 1998  
For: TUMOR ASSOCIATED NUCLEIC ACIDS AND USES THEREFOR  
Examiner: A. Harris  
Art Unit: 1642

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Monica E. Zombori

Box AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

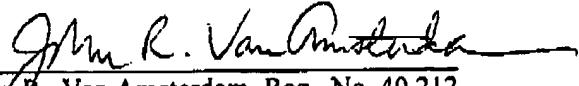
Transmitted herewith are the following documents:

- Notice of Appeal
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- Copy of previously filed items: Response to Office Action, Petition for One Month Extension, and copy of check

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617)720-3500, Boston, Massachusetts.

Please charge the total fee of \$1130.00, which is the \$320.00 appeal fee plus the \$810.00 extension fee, to the account of the undersigned, Deposit Account No. 23/2825. Please charge any deficiency or credit overpayment to same. A duplicate of this sheet is enclosed.

Respectfully submitted,

  
John R. Van Amsterdam, Reg. No. 40,212  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210  
(617) 720-3500

Docket No.: L0461/7047  
Dated: December 19, 2001  
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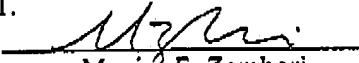
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Monica E. Zombori

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Commissioner for Patents  
Washington, D.C. 20231

Sir:

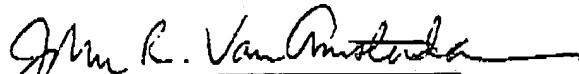
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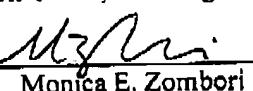
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Commissioner for Patents  
Washington, D.C. 20231

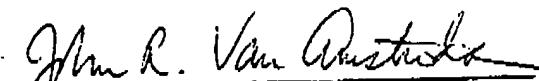
**PETITION FOR THREE MONTH EXTENSION OF TIME**

Sir:

A three-month extension of time, to and including December 19, 2001, is requested for response to the Examiner's Action of June 19, 2001.

Please charge the \$810.00 extension fee (3-month extension fee of \$920.00 minus the 1-month extension fee of \$110.00 paid previously) to the account of the undersigned, deposit account no. 23/2825. If the amount is incorrect, please charge any deficiency or credit overpayment to same. A duplicate of this Petition is enclosed.

Respectfully submitted,

  
John R. Van Amsterdam, Reg. No. 40,212  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, MA 02210  
(617) 720-3500

Docket No.: L0461/7047  
Dated: December 19, 2001  
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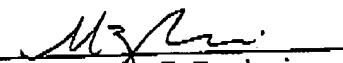
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